

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

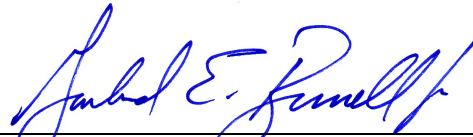
UNITED STATES OF AMERICA, ex rel.)	
MARY HENDOW and JULIA ALBERTSON,)	
)	
Plaintiffs,)	2:03-cv-0457-GEB-DAD
)	
v.)	<u>ORDER</u>
)	
UNIVERSITY OF PHOENIX,)	
)	
Defendant.)	
_____)	

The parties filed a joint motion for a sealing order on September 15, 2009, in which they "request the opportunity to address the current Scheduling Order with the Court," and state "[t]he reasons supporting the request are set forth in detail in the accompanying Joint Motion to Address Scheduling Order ('Joint Motion'), which is being hand-delivered for *in camera* review" (Mot. 2:2-4.) The referenced *in camera* review documents were submitted to chambers September 16, 2009. The parties state "[i]f the Court is not inclined to file the Joint Motion under seal, [which is submitted for *in camera* review,] then the parties respectfully request that all documents be returned without being placed in the public record." (Mot. 2:9-11.) Further, the parties state in their September 15 filing that good

1 cause justifies granting their request for secret filings.

2 The parties, however, have not shown a secret filing or
3 proceeding is necessary. Cf. Citizens First Nat. Bank of Princeton v.
4 Cincinnati Ins. Co., 178 F.3d 943, 945 (7th Cir. 1999) ("The judge is
5 the primary representative of the public interest in the judicial
6 process and is duty-bound therefore to review any request to seal the
7 record (or part of it)," for the purpose of determining whether
8 secrecy is required.). Therefore, the Clerk of the Court shall return
9 the documents submitted for in camera review to Defendant's counsel.

10 Dated: September 18, 2009

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13 GARLAND E. BURRELL, JR.
14 United States District Judge
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